IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

THURSDAY, THE 19TH OCTOBER 2006 / 27TH ASWINA 1928

Bail Appl..No. 6105 of 2006

CMP.10038/2006 of J.M.F.C.-II,NEDUMANGAD
CRIME NO.359/2006 OF NEDUMANGAD POLICE STATION

.....

PETITIONER/ACCUSED NO.3

REJITH @ REJI, S/O.VASU,
PADINJANTTIL VEEDU, PARIYAROM, CHELLAMCODE MURI,
NEDUMANGADU VILLAGE, THIRUVANANTHAPURAM DISTRICT.

BY ADV. SRI.C.C.THOMAS

RESPONDENTS: COMPLAINANT

STATE OF KERALA REPRESENTED BY
SUB INSPECTOR OF POLICE, NEDUMNAGADU POLICE
STATION, THIRUVANANTHAPURAM DISTRICT,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 19/10/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 6105/2006

DATED THIS THE 19TH DAY OF OCTOBER, 2006

O R D E R

The petitioner is the third accused, in crime No.359/2005 of Nedumangadu Police Station, Thiruvananthapuram, for the offence punishable under Section 55(a) and (g) of the Abkari Act. The petitioner had surrendered before the Investigating Officer who, after interrogation, produced him before the Court below, on the direction of this court order dated 28.9.2006. The petitioner is in judicial custody. Hence this application.

2. It is alleged that he was helping the first accused for the preparation of sale of artificial toddy. Various materials like yeast, sugar and chemicals were seized from the place, along with 170 litres of spirit and two motorcycles, by the police authorities. The second accused is not so far arrested. The counsel for the petitioner submits that the petitioner is employed abroad. The investigation, in respect of the first and third accused,

is nearly complete.

3. In the above facts situation, I grant bail and release the petitioner from jail, subject to the following conditions:-

(a). The petitioner shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Judicial Magistrate of First Class-II, Nedumangadu.

(b). The petitioner shall report before the Investigating Officer, once in a week on every Wednesday, between 10.00 a.m and 11.00 a.m., for a period of four months, starting from 25.10.2006, and thereafter, on the first working day of every month, between the same timings, till the filing of the final report.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs